

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

UNITED STATES OF AMERICA, et al. )  
*ex rel.* K-VA-T LITIGATION )  
PARTNERSHIP, LLP )  
Plaintiffs, )  
v. ) Civil Action No. 3:20-CV-436  
K-VA-T FOOD STORES, INC, )  
d/b/a FOOD CITY, ) Collier/Poplin  
Defendant. )  
\_\_\_\_\_  
)

**JOINT STIPULATION OF DISMISSAL BY THE UNITED STATES AND RELATOR**

The United States of America and Relator K-VA-T Litigation Partnership, LLP, by and through their undersigned counsel and pursuant to Rule 41(a)(1)(A) of the Federal Rules of Civil Procedure, hereby stipulate that they have entered into a Settlement Agreement with Defendant K-VA-T Food Stores, Inc. d/b/a Food City (“Food City”), which was attached to the United States’ Notice of Intervention for the Purpose of Settlement filed on December 2, 2024, and that the Amended Complaint in the above-styled action shall be dismissed, in accordance with and subject to the terms of the Settlement Agreement, as follows:

- (1) The United States and the Relator are voluntarily dismissing, with prejudice, the claims asserted by the Relator in this action on behalf of the United States against Food City that are set forth in the Covered Conduct as defined in Recital D of the Settlement Agreement;
- (2) In addition, the Relator is voluntarily dismissing, with prejudice to the Relator and without prejudice to the United States, all remaining claims asserted by the Relator in this action except for claims asserted on behalf of Plaintiff State Virginia, which are the subject of a separate agreement and will be addressed through a separate stipulation.

The Court retains jurisdiction over the United States, the Relator, and Food City to the extent necessary to enforce the terms and conditions of the Settlement Agreement.

Respectfully submitted,

BRIAN M. BOYNTON  
Principal Deputy Assistant Attorney General

FRANCIS M. HAMILTON III  
United States Attorney

By:

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## **CERTIFICATE OF SERVICE**

I hereby certify that on Dec 23, 2024, a true and correct copy of the foregoing was mailed first class, postage prepaid, and/or sent electronically to the following:

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